

## CLASSIFICATION OFFICE DECISION

**Title of publication:** VID-20190316-WA0007.mp4

**Other known title(s):** Not stated

**OFLC ref:** 2000233.006

**Medium:** Video File

**Maker:** Not stated

**Country of origin:** Aotearoa New Zealand

**Language:** English, Arabic

**Applicant:** Commissioner of Police

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| <b>Classification:</b> | Objectionable. |
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**Excisions:** No excisions recommended

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 22 September 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 22 September 2020

|                            | <b>Components</b>       | <b>Running time</b> |
|----------------------------|-------------------------|---------------------|
| <b>Feature(s):</b>         | VID-20190316-WA0007.mp4 | 16:55               |
| <b>Total running time:</b> |                         | 16:55               |

### Summary of reasons for decision:

The video file is a functional equivalent of 'Christchurch Mosque Attack Livestream' (OFLC Ref: 1900148.000), except with logos on the top-left and top-right. The video clearly documents a real act of extreme violence and cruelty – namely the graphic mass murder of unsuspecting and defenceless worshippers at a mosque. The publication presents the same purpose and effect as 'Christchurch Mosque Attack Livestream' and is also considered objectionable as it promotes and supports the infliction of extreme violence and extreme cruelty. There is no other reasonable reading of the publication. In making this decision, the right to freedom of expression – that is to seek, receive and impart information and opinions – protected under s14 of the New Zealand Bill of Rights Act 1990 was considered, together with the fact that under s5 of that Act this freedom is subject "only to such

reasonable limits prescribed by law as can be demonstrably justified in a free and democratic society". An objectionable classification is considered to be a demonstrably justified limit on that freedom in this case due to the high likelihood of significant injury to the public good arising directly from the video's continued availability.